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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ROBERT E. JOHNSON,

Plaintiffs,

v.

HAROLD CLARKE *et. al.*,

Defendants.

Case No. C05-5401 FDB

ORDER DENYING MOTION FOR  
RECONSIDERATION AND TO AMEND  
THE COURT'S ORDER FOR  
ADDITIONAL FINDINGS

This matter comes before the Court on Plaintiff's Motion for Reconsideration and to Amend the Court's Order for Additional Findings pursuant to Federal Rules of Civil Procedure 52(b) and 59(e).


In this prisoner civil rights action, the Ninth Circuit has affirmed the Court's grant of Defendants' motion for summary judgment. Further, the Court has previously denied Plaintiff's Motion for Reconsideration/Motion to recall Court Order and Motion for Relief from Judgment.

Pursuant to Local Rules W.D. Wash. CR 7(h)(1), motions for reconsideration are disfavored, and will ordinarily be denied unless there is a showing of (a) manifest error in the prior ruling, or (b) facts or legal authority which could not have been brought to the attention of the court earlier, through reasonable diligence. Plaintiff has not made the requisite showing as to either of the grounds for reconsideration under CR 7(h)(1).

1 (1) Plaintiff's motion for reconsideration and to amend the court's order for additional  
2 findings [Dkt. # 112] is **DENIED**.

3 (2) Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants, and  
4 to the Hon. J. Kelley Arnold.

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6 DATED this 7<sup>th</sup> day of December, 2009  
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12 FRANKLIN D. BURGESS  
13 UNITED STATES DISTRICT JUDGE  
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